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To Examiner C. Curtis, c/o Patent and Trademark OfficeFax no. (703) 872-9306 Phone no. \_\_\_\_\_From Mitchell W. Shapiro Phone no. \_\_\_\_\_Date September 21, 2004 Time \_\_\_\_\_File no. U.S. Appln. No. 10/016,667 Pages including cover 3

Message

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SEP 2 2004 PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Motoi UEDA et al.

Appln. No.: 10/016,667

Group Art Unit: 2872

Filed: October 26, 2001

Examiner: C. Curtis

For: OPTICAL GLASS FOR POLARIZING OPTICAL SYSTEM,  
PRODUCTION PROCESS THEREFOR AND POLARIZING  
BEAM SPLITTER

\* \* \*

CONFIRMATION OF TELEPHONIC INTERVIEWCommissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Confirming the telephonic interview with Examiner Curtis on September 16, 2004, it is understood that the Office Action mailed March 25, 2004 and the Notice of Non-Compliant Amendment mailed June 10, 2004 will be withdrawn and that a new Office Action will be given with respect to Claims 7-16 from the Second Preliminary Amendment filed January 3, 2002. As discussed with the Examiner, the Notice of Non-Compliant Amendment is improper, since the Second Preliminary Amendment complied with the rules in effect when it was filed. Applicants' mere submission of a replacement copy, to replace an original evidently lost by the Office, cannot invoke rules enacted subsequent to the original filing.

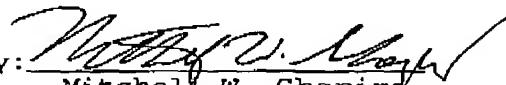
An early Action on the merits of Claims 7-16 is respectfully solicited.

The Commissioner is hereby authorized to charge to Deposit Account No. 50-1165 any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this paper and to credit any overpayment to that Account. If any extension of time is required in connection with the filing of this paper and has not been requested separately, such extension is hereby requested.

Respectfully submitted,

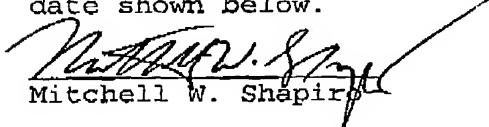
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September 21, 2004

By:   
Mitchell W. Shapiro  
Reg. No. 31,568

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

  
Mitchell W. Shapiro

9/21/04  
Date